

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 292 be amended to read as follows:

- 1 Page 11, between lines 3 and 4, begin a new paragraph and insert:
2 "SECTION 13. IC 3-9-2-4 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. During a year
4 a corporation or labor an organization may not make total only the
5 following contributions: in excess of:
6 (1) an aggregate of To a candidate for a state office (including
7 a judge of the court of appeals whose retention in office is
8 voted on by a district that does not include all of Indiana), not
9 more than five thousand dollars (\$5,000). apportioned in any
10 manner among all candidates for state offices (including a judge
11 of the court of appeals whose retention in office is voted on by a
12 district that does not include all of Indiana);
13 (2) an aggregate of To the state committee of a political party,
14 not more than five thousand dollars (\$5,000). apportioned in any
15 manner among all state committees of political parties;
16 (3) an aggregate of To a candidate for the senate of the general
17 assembly, not more than two thousand dollars (\$2,000).
18 apportioned in any manner among all candidates for the senate of
19 the general assembly;
20 (4) an aggregate of To a candidate for the house of
21 representatives of the general assembly, not more than two
22 thousand dollars (\$2,000). apportioned in any manner among all
23 candidates for the house of representatives of the general
24 assembly;

(5) ~~an aggregate of~~ **To a regular party committee organized by a legislative caucus of the senate of the general assembly, not more than** two thousand dollars (\$2,000). ~~apportioned in any manner among regular party committees organized by a legislative caucus of the senate of the general assembly;~~

(6) ~~an aggregate of~~ **To a regular party committee organized by a legislative caucus of the house of representatives of the general assembly, not more than** two thousand dollars (\$2,000). ~~apportioned in any manner among regular party committees organized by a legislative caucus of the house of representatives of the general assembly;~~

(7) ~~an aggregate of~~ **To a candidate for a school board or local office, not more than** two thousand dollars (\$2,000). ~~apportioned in any manner among all candidates for school board offices and local offices; and~~

(8) ~~an aggregate of~~ **To a central committee other than a state committee, not more than** two thousand dollars (\$2,000). ~~apportioned in any manner among all central committees other than state committees.~~

SECTION 14. IC 3-9-4-4, AS AMENDED BY P.L.164-2006, SECTION 61, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. (a) The election division shall develop a filing and coding system consistent with the purposes of this article. The election division and each county election board shall use the filing and coding system. The coding system must provide:

(1) not more than ten (10) codes to account for various campaign expenditure items; and

(2) a clear explanation of the kinds of expenditure items that must be accounted for under each code.

(b) The election division shall develop and use a computer system to store campaign finance reports required to be filed under IC 3-9-5-6, IC 3-9-5-10, and IC 3-9-5-20.1. The computer system must enable the election division to do the following:

(1) Identify all candidates or committees that received contributions from a contributor over the past three (3) years.

(2) Identify all contributors to a candidate or committee over the past three (3) years.

(3) Provide for electronic submission, retrieval, storage, and disclosure of campaign finance reports **of committees** of candidates for the following:

(A) Legislative office.

(B) State office.

(C) An office described in section 4.5 of this chapter.

The election division shall provide training at no cost to candidates to enable candidates described in this subdivision to file campaign finance reports electronically.

(c) The election division shall notify each candidate's committee that the election division will provide at the committee's request at no cost a standardized software program to permit the committee to install the software on a computer and generate an electronic version of the reports and statements required to be filed with the election division under this article. However, the election division is not required to provide or alter the software program to make the program compatible for installation or operation on a specific computer.

(d) This subsection applies to the following committees:

(1) A committee for a candidate seeking election to a state office.

(2) A political action committee that has received more than fifty thousand dollars (\$50,000) in contributions since the close of the previous reporting period.

The committee must file electronically the report or statement required under this article with the election division using a standardized software program supplied to the committee without charge under subsection (c) or another format approved by the election division. An electronic filing approved by the election division under this subsection may not require manual reentry into a computer system of the data contained in the report or statement in order to make the data available to the general public under subsection (g).

(e) This subsection applies to an electronic submission under subsection (b)(3). An electronic submission must be in a format previously approved by the commission that permits the election division to print out a hard copy of the report after the receipt of the electronic submission from the candidate. Filing of a report occurs under IC 3-5-2-24.5 on the date and at the time electronically recorded by the election division's computer system. If a discrepancy exists between the text of the electronic submission and the printed report, the text of the printed report prevails until an amendment is filed under this article to correct the discrepancy.

(f) The election division is not required to accept an electronic submission unless the submission complies with subsection (b)(3). Upon receiving approval from the commission, the election division may accept an electronic submission from candidates, committees, or persons described in subsection (b)(3).

(g) The election division shall make campaign finance reports stored on the computer system under subsection (b) available to the general public through an on-line service.

SECTION 15. IC 3-9-4-4.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: **Sec. 4.5. (a) This section applies to the following committees:**

(1) A committee for a candidate seeking election to a judicial office other than a statewide office.

(2) A committee for a candidate seeking election to the office

1 of prosecuting attorney.

2 (3) A committee for a candidate seeking election to the office
3 of sheriff of either of the following:

4 (A) A county containing a consolidated city.

5 (B) A county containing a second class city.

6 (4) A committee for a candidate seeking election to the office
7 of county executive of a county containing a second class city.

8 (5) A committee for a candidate seeking election to the office
9 of mayor of a city other than a third class city.

10 (b) In addition to any report or statement required to be filed
11 with a county election board under this article, a committee listed
12 in subsection (a) must file the report or statement required under
13 this article electronically with the election division using a
14 standardized software program:

15 (1) supplied to the committee without charge; or

16 (2) that has another format approved by the election division;
17 under section 4 of this chapter.

18 SECTION 16. IC 3-9-5-14 IS AMENDED TO READ AS
19 FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 14. (a) As used
20 in this section, "threshold contribution amount" refers to the following:

21 (1) For contributions made to a candidate's committee, a
22 legislative caucus committee, or a political action committee, one
23 hundred dollars (\$100).

24 (2) For contributions made to a regular party committee, two
25 hundred dollars (\$200).

26 (b) The report of each committee's treasurer must disclose the
27 following:

28 (1) The amount of cash on hand and the value of any investments
29 made by the committee at the beginning of the reporting period.

30 (2) The total sum of individual contributions including
31 transfers-in, accepted by the committee during its reporting
32 period.

33 (3) The following information regarding each person who has
34 made one (1) or more contributions within the year, in an
35 aggregate amount that exceeds the threshold contribution amount
36 in actual value to or for the committee, including the purchase of
37 tickets for events such as dinners, luncheons, rallies, and similar
38 fundraising events:

39 (A) The full name of the person.

40 (B) The full mailing address of the person making the
41 contribution.

42 (C) The person's occupation if the person is an individual. ~~who~~
43 ~~has made contributions to the committee of at least one~~
44 ~~thousand dollars (\$1,000) during the calendar year.~~

45 (D) The date and amount of each contribution.

46 (4) The name and address of each committee from which the

reporting committee received, or to which that committee made, a transfer of funds, together with the amounts and dates of all transfers.

(5) If the reporting committee is a candidate's committee, the following information about each other committee that has reported expenditures to the reporting candidate's committee under section 15 of this chapter:

(A) The name and address of the other committee.

(B) The amount of expenditures reported by the other committee.

(C) The date of the expenditures reported by the other committee.

(D) The purpose of the expenditures reported by the other committee.

(6) Each loan to or from a person within the reporting period together with the following information:

(A) The full names and mailing addresses of the lender and endorsers, if any.

(B) The person's occupation, if the person is an individual who has made loans of at least one thousand dollars (\$1,000) to the committee during the calendar year.

(C) The date and amount of the loans.

(7) The total sum of all receipts of the committee during the reporting period. **The report must itemize each of the following:**

(A) The total of all cash contributions received during the reporting period.

(B) The total value of contributions of property other than cash received during the reporting period.

(C) The total value of the receipt of all property other than contributions reported under clause (A) or (B).

(8) The full name, mailing address, occupation, and principal place of business, if any, of each person other than a committee to whom an expenditure was made by the committee or on behalf of the committee within the year in an aggregate amount that:

(A) exceeds one hundred dollars (\$100), in the case of a candidate's committee, legislative caucus committee, or political action committee; or

(B) exceeds two hundred dollars (\$200), in the case of a regular party committee.

(9) The name, address, and office sought by each candidate for whom any expenditure was made or a statement identifying the public question for which any expenditure was made, including the amount, date, and purpose of each expenditure.

(10) The full name, mailing address, occupation, and principal place of business, if any, of each person to whom an expenditure

for personal services, salaries, or reimbursed expenses was made within the year in an aggregate amount that:

(A) exceeds one hundred dollars (\$100), in the case of a candidate's committee, legislative caucus committee, or political action committee; or

(B) exceeds two hundred dollars (\$200), in the case of a regular party committee;

and that is not otherwise reported, including the amount, date, and purpose of the expenditure.

(11) The total sum of expenditures made by the committee during the reporting period.

(12) The amount and nature of debts owed by or to the committee, and a continuous reporting of the debts after the election at the times required under this article until the debts are extinguished.

(c) If a committee:

(1) obtains a contribution;

(2) determines that the contribution should not be accepted by the committee; and

(3) does not receive and accept the contribution under IC 3-9-1-25(b);

the committee must return the contribution to the person who made the contribution. A returned contribution is not required to be listed on the report of the committee's treasurer. However, if the committee receives and deposits the contribution under IC 3-9-1-25(b) and subsequently determines that the contribution should be refunded, the receipt and refund of the contribution must be listed on the report of the committee's treasurer."

Renumber all SECTIONS consecutively.

(Reference is to ESB 292 as printed April 6, 2007.)

Representative Bell